

ASSEMBLY BILL

No. 2423

Introduced by Assembly Member Conway

February 21, 2014

An act to amend Section 3693 of the Revenue and Taxation Code, relating to property taxation.

LEGISLATIVE COUNSEL'S DIGEST

AB 2423, as introduced, Conway. Property taxation: tax sales: bidding.

Existing property tax law, with a specified exception, requires tax sales of defaulted property to be held at public auction with the sale to the highest bidder. Existing law authorizes the tax collector to require a person to submit a deposit, by specified method, as a condition to submitting a bid on property that is being sold or as a payment toward specified property that is being sold, or both.

This bill would make a technical, nonsubstantive change to that deposit provision.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 3693 of the Revenue and Taxation Code
- 2 is amended to read:
- 3 3693. (a) With the exception of the sealed bid sale procedures
- 4 authorized under Section 3692, all sales pursuant to this chapter
- 5 shall be at public auction to the highest bidder. The amount of the
- 6 high bid shall be paid by any method of payment authorized by

1 Section 2502, 2503.2, or 2504, which method is at the discretion
2 of the tax collector. Unless otherwise specified by the tax collector,
3 payment is due on or before the close of auction.

4 (b) The tax collector may require a person to submit a deposit,
5 by any method of payment authorized by Section 2502, 2503.2,
6 or 2504, for the purposes specified in this subdivision. A tax
7 collector ~~requiring~~ *that requires* a deposit pursuant to Section
8 3693.1 may determine, and shall provide public notice before the
9 date of the sale upon determining, all of the following:

10 (1) The method of payment of this deposit.

11 (2) The amount of this deposit.

12 (3) The due date of this deposit.

13 (4) Whether the deposit will be applied for one or more of the
14 following purposes:

15 (A) As a condition to submitting a bid on property that is being
16 sold under this chapter.

17 (B) As a payment toward specified property that is being sold
18 under this chapter. If a deposit is applied for this purpose, the
19 deposit may be applied as payment toward more than one specified
20 property based upon the amount of the minimum bid for each
21 property.